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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Mark A. Ritchart

Customer No.: 000027777

Serial No.:

09/734,787

Art Unit: 3736

Filed

12/13/2000

Examiner: J. Forman

For

METHOD AND APPARATUS FOR AUTOMATED BIOPSY AND COLLECTION OF SOFT TISSUE

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent And Trademarks Office on November 15, 2004

To:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated August 16, 2004 finally rejecting Claims 17-22 and 35 of the above-identified application.

The item(s) checked below are appropriate:

An extension of time to respond to the final rejection was granted on ì. 

month(s).

for

A Petition For Extension Of Time under 37 CFR 1.136 is attached hereto in triplicate. П 2

A timely response to the final rejection has been filed. 3.

Fee \$340.00: for filing of Notice of Appeal 4. Not required (fee paid in prior appeal)

Charge to Deposit Account No.10-0750/END0712/GSG. Two additional copies of this Notice are

enclosed herewith.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit  $\boxtimes$ any overpayment in connection herewith to Deposit Account No. 10-0750/END0712/GSG.

Respectfully submitted.

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Date: November 15, 2004

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